

Message Text

LIMITED OFFICIAL USE

PAGE 01 GENEVA 03127 01 OF 02 271236Z

ACTION EB-08

INFO OCT-01 ISO-00 AF-10 ARA-06 EA-07 EUR-12 NEA-10
FEA-01 AGRE-00 CEA-01 CIAE-00 COME-00 DODE-00
FRB-03 H-01 INR-07 INT-05 L-03 LAB-04 NSAE-00
NSC-05 PA-01 AID-05 SS-15 STR-04 ITC-01 TRSE-00
USIA-06 PRS-01 SP-02 OMB-01 XMB-02 STRE-00 OIC-02
IO-13 ABF-01 /138 W
-----280755Z 011131 /21

R 271157Z APR 77

FM USMISSION GENEVA

TO SECSTATE WASHDC 6864

INFO ALL EC CAPS

AMEMBASSY OTTAWA

AMEMBASSY TOKYO

AMEMBASSY WARSAW

USMISSION EC BRUSSELS

USMISSION USUN NEW YORK

LIMITED OFFICIAL USE SECTION 1 OF 2 GENEVA 3127

EB/OT FOR BARRACLOUGH

PASS STR ELECTRONICALLY

PASS TREASURY

E.O. 11652: N/A

TAGS: GATT, ETRD

SUBJ: AGENDA FOR GATT COUNCIL MAY 23

REF: GENEVA 3058

FOLLOWING IS SUMMARY OF ITEMS SCHEDULED OR LIKELY TO APPEAR
ON SUBJECT AGENDA:

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 GENEVA 03127 01 OF 02 271236Z

1. REPORT OF WP ON TRADE WITH POLAND. GENEVA 2293. ROUTINE
NOTING EXPECTED, PRECEDED BY USUAL POLISH EXPRESSION OF
REGRET OVER REMAINING DISCRIMINATORY QR'S. SUGGEST WE JOIN
SILENTLY IN THE NOTING.

2. GATT SALARIES AND ALLOWANCES:

A. TOMIC PROPOSAL. GENEVA 2794. IF NECESSARY, WE

SHOULD NOTE THAT OUR AUTHORITIES HAVE REFLECTED BUT STILL FIND THIS PROPOSED DISBURSEMENT TO THE STAFF UNACCEPTABLE.

B. REMUNERATION OF RETIREES. AS REPORTED GENEVA 2456, D-G LONG FEELS WE COULD HELP DE-FUSE PRESSURE FOR ADOPTION OF TOMIC PROPOSAL IF KEY DELS COULD INDICATE SUPPORT FOR UN PENSIONS BOARD PROPOSAL ON GENEVA RETIREES.

C. SALARY SCALES. L/4487. THESE RATES ALREADY APPROVED BY UN GENERAL ASSEMBLY, BUT APPROVAL OF SCALES FOR DIRECTOR-GENERAL AND DEPUTY DIRECTORS-GENERAL REQUIRES ROUTINE COUNCIL APPROVAL AS ALWAYS. SUGGEST WE JOIN IN SILENT CONSENSUS.

3. U.S. COURT DECISION ON JAPANESE TAX REBATES. AS NOTED REFTEL, THIS ITEM IS VIRTUAL CERTAINTY TO BE DISCUSSED, ALTHOUGH IT NOT YET CLEAR WHETHER JAPANESE WILL REQUEST A FORMAL AGENDA ITEM OR WILL RAISE MATTER ON THE SPOT UNDER OTHER BUSINESS. IF ONLY ACTIVITY SHOULD BE SHORT STATEMENT FOR THE RECORD BY THE JAPANESE, SUGGEST WE SIMPLY NOTE THE CONCERNS EXPRESSED AND INDICATE THEY BEING TRANSMITTED TO OUR AUTHORITIES. IF SOMETHING LARGER DEVELOPS, HOWEVER, RECOMMEND WE MAKE STATEMENT AS ABOVE BUT ADD THAT USG HAS ALREADY LODGED AN APPEAL, IS COMMITTED TO PURSUING APPEAL TO SUPREME COURT IF NECESSARY, AND INDICATING OUR HOPE FOR A RESOLUTION OF THE ISSUE WITHIN THE NEXT SEVERAL MONTHS. PLEASE ALSO PROVIDE CONTINGENCY GUIDANCE IN THE EVENT ONE OR SEVERAL DELS ASK U.S. INTENTIONS RE PURSUING REMEDIAL LEGISLATION IN LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 GENEVA 03127 01 OF 02 271236Z

THE EVENT LEGAL APPEALS ARE NOT SUCCESSFUL. WOULD ALSO BE USEFUL TO HAVE UPDATE CURRENT TO TIME OF THE GATT COUNCIL ON STATUS OF U.S. STEEL MOVE FOR SUMMARY JUDGMENT (STATE 93082).

LIMITED OFFICIAL USE

NNN

LIMITED OFFICIAL USE

PAGE 01 GENEVA 03127 02 OF 02 280747Z
ACTION EB-08

INFO OCT-01 ISO-00 AF-10 ARA-06 EA-07 EUR-12 NEA-10

FEA-01 AGRE-00 CEA-01 CIAE-00 COME-00 DODE-00
FRB-03 H-01 INR-07 INT-05 L-03 LAB-04 NSAE-00
NSC-05 PA-01 AID-05 SS-15 STR-04 ITC-01 TRSE-00
USIA-06 PRS-01 SP-02 OMB-01 XMB-02 STRE-00 OIC-02
IO-13 ABF-01 /138 W

-----280755Z 024681 /21

R 271157Z APR 77

FM USMISSION GENEVA
TO SECSTATE WASHDC 6865
INFO ALL EC CAPITALS
AMEMBASSY OTTAWA
AMEMBASSY TOKYO
AMEMBASSY WARSAW
USMISSION EC BRUSSELS
USMISSION UN NEW YORK

LIMITED OFFICIAL USE SECTION 2 OF 2 GENEVA 3127

4. DISC AND RELATED TAX PRACTICES. AS REPORTED REFTTEL, GATT SECRETARIAT BELIEVES EC WILL RAISE DISC, AND WE HAVE ALREADY TOLD SECRETARIAT THAT WE WOULD REQUIRE THE AGENDA ITEM TO INCLUDE TAX PRACTICES OF FRANCE, BELGIUM, NETHERLANDS. RECENT GENEVA DISCUSSIONS MAKE IT CLEAR THAT FRANCE, BELGIUM, NETHERLANDS INTEND TO CONTINUE SEEKING MEANS DELAYING ADOPTION OF THEIR THREE REPORTS AND PRESSING SEPARATE ADOPTION OF DISC PANEL REPORT. SEE ALSO GENEVA 2213 AND PREVIOUS. RECOMMEND WE REPEAT U.S. POSITION THAT WE ARE PREPARED FOR ADOPTION OF ALL FOUR REPORTS BUT COULD NOT ENTERTAIN ADOPTION OF DISC REPORT ALONE. WASHINGTON SHOULD NOTE THAT NETHERLANDS ESPECIALLY IS DOING FURTHER EXPLORATION INTO DEFINITION OF "EXPORTS", ESPECIALLY AS CONTAINED ARTICLE III OF THE GATT. NETHERLANDS MAY WELL TELL COUNCIL THAT WHILE LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 GENEVA 03127 02 OF 02 280747Z

PANEL REPORTS ARE INTERESTING, PANELS GOT INTO AREA OF DIRECT TAXATION, A FIELD BEYOND THE GATT'S COMPETENCE WHICH BEST LEFT TO OECD AND OTHER FORA. WE SHOULD NOTE THAT ALL OF THIS WAS WELL KNOWN AT THE TIME COUNCIL DECIDED TO ESTABLISH THESE FOUR PANELS BACK IN 1973 AND FURTHER THAT THE GATT, VIA ARTICLES VI AND XVI, DOES INDEED DWELL IN THIS REAL. WE MIGHT END BY REITERATING OUR WILLINGNESS TO SEE ALL FOUR REPORTS ADOPTED.

5. GATT PANEL ON MIP'S. GENEVA 1612, 2239, 2549. POSSIBLE ITEM ONLY. JAGMETTI HAS MADE HIS REPORT TO COUNCIL CHAIRMAN AND DIRECTOR-GENERAL, BUT IT NOT YET RESOLVED WHETHER COUNCIL CHAIRMAN WILL BE COMPELLED TO REPORT MATTER TO THE COUNCIL. MISSION'S PRESENTATION OF OPTIONS

WAS CONTAINED IN THESE REFERENCED MESSAGES.

6. AUTO TAX REBATE SYSTEM OF PROPOSED U.S. ENERGY PLAN. POSSIBLE ITEM ONLY AT THIS POINT, BUT SUSPECT U.S. SHOULD BE PREPARED TO RESPOND TO QUESTIONS IN GATT COUNCIL. WE WOULD PROPOSE USE GUIDANCE CONTAINED PARA 5, STATE 90436, EMPHASIZING (A) THAT THE ADMINISTRATION'S PROPOSAL SHOULD NOT BE INTERPRETED AS AN ATTEMPT TO DECREASE THE LEVEL OF IMPORTS IN THE U.S. MARKET; (B) THE ADMINISTRATION'S INTENT TO GIVE SYMPATHETIC CONSIDERATION TO THE VIEWS OF OUR TRADING PARTNERS AND REFLECT THEM, AS APPROPRIATE, IN OUR DIALOGUE WITH THE CONGRESS; (C) OUR INTENTION TO WORK WITH TRADING PARTNERS TO INSURE THERE IS FAIR TREATMENT UNDER THE TAX/REBATE SYSTEM; AND (D) OUR WILLINGNESS TO DISCUSS THE TRADE ASPECTS OF THE PROGRAM IN THE GATT. WE COULD THEN REMIND THE COUNCIL THAT NO U.S.

ACTION IS TO BE TAKEN UNTIL LEGISLATIVE PROCESS IS COMPLETE.

7. U.S. FOOTWEAR ACTION. NO SPECIFIC INDICATION THAT LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 GENEVA 03127 02 OF 02 280747Z

ITEM WILL BE RAISED. IF IT IS, WE SHOULD MERELY CALL ATTENTION TO OUR GATT NOTIFICATION AND PROMISE REPORT ANY CONCERNS EXPRESSED TO WASHINGTON. IF WE SHOULD RECEIVE QUESTIONS ON CONSISTENCY OF ACTION WITH GATT ARTICLE XIX, RECOMMEND WE MERELY REPEAT THE SENTENCE CONTAINED IN STATE 77720 (AND OUR GATT NOTIFICATION) THAT ACTION IS "PURSUANT TO ARTICLE XIX."

8. ITALIAN PRIOR DEPOSITS. ROME 6261. SUGGEST U.S. UNDER OTHER BUSINESS NOTE WITH SATISFACTION THAT PRIOR DEPOSIT WAS REMOVED AS SCHEDULED.

9. REPORT ON FINLAND/HUNGARY WP. GENEVA 2547. SECRETARIAT WILL ATTEMPT HAVE THIS READY FOR THE COUNCIL. DEPENDING UPON FINAL FORM THIS REPORT TAKES, ASSUME U.S. WILL WISH JOIN IN TAKING NOTE.

10. REPORT OF TEXTILES COMMITTEE. COM/TEX/8. RECOMMEND WE EXPRESS: (A) APPRECIATION WORK DIR-GEN AND SECRETARIAT IN PREPARING CONCISE AND ACCURATE REPORT DECEMBER TC MEETING; (B) REGRET THAT PARTICIPATING COUNTRIES UNABLE REACH AGREEMENT ON FUTURE MFA AT THAT MEETING; AND, FINALLY, (C) REGRET THAT PARTICIPANTS STILL UNABLE MAKE ANY PROGRESS TOWARD AGREEMENT ON THIS IMPORTANT ISSUE.SORENSEN

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: MEETING AGENDA, TRADE, BRIEFING MATERIALS
Control Number: n/a
Copy: SINGLE
Sent Date: 27-Apr-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977GENEVA03127
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770148-0619
Format: TEL
From: GENEVA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770415/aaaaamrj.tel
Line Count: 222
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 9c59c19c-c288-dd11-92da-001cc4696bcc
Office: ACTION EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 5
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 77 GENEVA 3058
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 22-Dec-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2683148
Secure: OPEN
Status: NATIVE
Subject: AGENDA FOR GATT COUNCIL MAY 23
TAGS: ETRD, GATT
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/9c59c19c-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009